

**United States Bankruptcy Court**  
**Southern District of Georgia**

In re Frank B Johnson

Debtor(s)

Case No. 13-60465Chapter 13

**AMENDED CHAPTER 13 PLAN AND MOTION**

[General Order 2005-3 Approved Form]

1. Debtor(s) shall pay to the Trustee the sum of \$ 405.00 for the applicable commitment period of:

☐ 60 months: or

(If applicable include the following): These plan payments

☒ a minimum of 36 months. § 1325(b)(4).

change to \$ \_\_\_\_\_ in month \_\_\_\_\_.

2. From the payments so received, the Trustee shall make disbursements as follows:

(a) The Trustee percentage fee as set by the United States Trustee.

(b) Attorney fees allowed pursuant to § 507(a)(2) of \$ 3,000.00 to be paid in accordance with applicable General Orders of this Court.

(c) Other § 507 claims, unless provided for otherwise in the plan will be paid in full over the life of the plan as funds become available in the order specified by law.

(d) ☐ Monthly payments according to the contract on the following long-term debts. § 1322(b)(5). (Payments which become due after the filing of the petition but before the month of the first payment designated here will be added to the pre-petition arrearage claim):

CREDITOR

MONTH OF FIRST TRUSTEE  
PAYMENT

INITIAL MONTHLY  
PAYMENT

**-NONE-**

**IN THE ALTERNATIVE:**

☒ Debtor will make post-petition payments direct to creditor according to the contract on the following long-term debts:

CREDITOR

INITIAL MONTHLY PAYMENT

**Farmers & Merchants**

**\$300.00**

**Green Tree Servicing, LLC**

**\$360.00**

(e) Fully Secured Allowed Claims and Executory Contracts as set forth below:

CREDITOR

COLLATERAL

ESTIMATED  
CLAIM

INTEREST RATE

MONTHLY  
PAYMENT

**Farmers &  
Merchants Bank**

**2007 Toyota  
Avalon**

**\$9,755.31**

**3.25%**

**\$200.00 mo for 6  
mos, then \$250.00  
mo until paid**

(f) Undersecured Allowed Claims. Debtor moves to value the collateral partially securing the following claims pursuant to §506 and provide payment in satisfaction of those claims as set forth below:

CREDITOR

COLLATERAL

VALUATION

INTEREST

MONTHLY

**1st Franklin  
Financial**

**2007 Toyota Avalon  
1995 Nissan  
Maxima  
(Claim #10)**

**\$2,844.00**

RATE  
**3.25%**

PAYMENT  
**\$80.00**

<u>CREDITOR</u>	<u>COLLATERAL</u>	<u>VALUATION</u>	<u>INTEREST RATE</u>	<u>MONTHLY PAYMENT</u>
1st Franklin Financial	2007 Toyota Avalon 1995 Nissan Maxima (Claim #9)	\$1,346.61	3.25%	\$25.00

(g) Cure payments on allowed prepetition arrearage claims set forth below. § 1322(b)(5):

<u>CREDITOR</u>	<u>ESTIMATED PREPETITION CLAIM</u>
-NONE-	

(h) The following unsecured allowed claims are classified to be paid at 100% ☐ with interest at \_\_\_\_ %; ☒ without interest.

CREDITOR  
-NONE-

(i) Allowed general unsecured claims, including the unsecured portion of any bifurcated claims provided for in ¶2(f) or 6, will be paid a 0 % dividend or a prorata share of \$ 0.00, whichever is greater.

3. Debtor will make § 1326(a)(1) pre-confirmation lease and adequate protection payments on allowed claims of the following creditors: ☐ Direct to the Creditor; or ☒ To the Trustee

<u>CREDITOR</u>	<u>ADEQUATE PROTECTION OR LEASE PAYMENT AMOUNT</u>
1st Franklin Financial (Claim #9)	\$15.00
1st Franklin Financial (Claim #10)	\$15.00
Farmers & Merchants Bank	\$50.00

4. Debtor will pay all post-petition domestic support obligations direct to the holder of such claim identified here. § 101(14A). Debtor requests Trustee to provide the statutory notice of § 1302(d) to these claimants.

<u>CREDITOR</u>	<u>ADDRESS</u>
-NONE-	

5. Pursuant to 11 U.S.C. §522(f), debtor moves to avoid the liens of the following creditors, upon confirmation but subject to § 349, with respect to the property described below:

<u>CREDITOR</u>	<u>PROPERTY</u>
1st Franklin Financial	personal property
Personal Finance	personal property
Pioneer Credit Company	personal property
Security Finance	personal property
World Finance Corp	personal property

6. The following collateral is surrendered to the creditor to satisfy the secured claim to the extent shown below:

<u>CREDITOR</u>	<u>DESCRIPTION OF COLLATERAL</u>	<u>AMOUNT OF CLAIM SATISFIED</u>
-NONE-		

7. Holders of allowed secured claims shall retain the liens securing said claims to the full extent provided by § 1325(a)(5).

8. Other provisions:

Secured claims to be paid through the Plan 3.25% interest or their contract rate whichever is lower.

Secured claims being paid direct to be paid their contract rate of interest.

Any fees, expenses and charges asserted under Fed. R. Bankr. P. 3002.1(c) are not to be funded through the Chapter 13 Plan and Debtor will pay post petition expenses outside the Plan unless the Court disallows them on a Motion filed under Fed. R. Bankr. P. 3002.1(e).

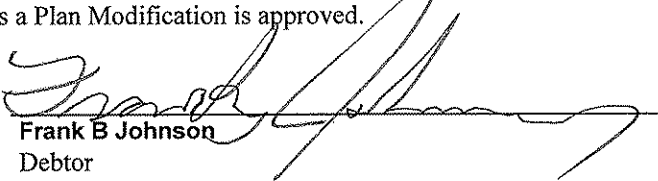
Remaining portion of Farmers & Merchants Bank real estate claim to be paid by co-debtor.

9. The amount, and secured or unsecured status, of claims disclosed in this Plan are based upon debtor's best estimate and belief. An allowed proof of claim will supersede those estimated claims. Objections to claims may be filed before or after confirmation. Debtor will increase payments in the amount necessary to fund allowed claims as this Plan proposes, after notice from the Trustee and a hearing if necessary, unless a Plan Modification is approved.

Date

12/3/13

Signature

  
Frank B Johnson  
Debtor

*Revised 10/2005*

IN THE UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF GEORGIA

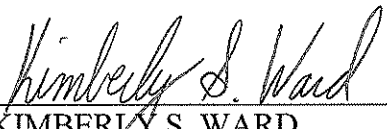
IN RE:	)	
	)	
FRANK B JOHNSON	)	CHAPTER 13
	)	CASE NO. 13-60465
Debtor	)	

CERTIFICATE OF SERVICE

This is to certify that I have this date electronically served a copy of Debtor's Amended Chapter 13 Plan and Motion upon O. Byron Meredith, III, Chapter 13 Trustee.

This 4<sup>th</sup> day of December, 2013

H. LEHMAN FRANKLIN, P.C.

  
KIMBERLY S. WARD  
Georgia Bar No. 682042  
Attorney for Debtor

P.O. Box 1064  
Statesboro, GA 30459  
(912)764-9616  
hlfpbankruptcy@hotmail.com